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Protracted conflicts in the GUAM area and their implications for international peace, security and development

The situation in the occupied territories of Azerbaijan

Elimination of racism, racial discrimination, xenophobia and related intolerance

Responsibility of States for internationally wrongful acts

Letter dated 3 December 2010 from the Permanent Representative of Azerbaijan to the United Nations addressed to the Secretary-General

Upon instructions from my Government, I have the honour to draw your attention to ongoing violations of the ceasefire by the armed forces of the Republic of Armenia, recorded for the months of October and November 2010 (see annex). As a result, one officer and one soldier of the armed forces of the Republic of Azerbaijan were killed and four Azerbaijani soldiers were wounded.

In addition, according to mass media reports, on 19 November 2010 an incident involving the use of firearms and resulting in casualties took place in one of the military units of the armed forces of Armenia deployed in the occupied territories of Azerbaijan. It has been reported that four conscripts (Levon Esayan, Nerses Galoyan, Narek Saakyan and Never Sargsyan) were killed and four other conscripts (Sarkis Melkumyan, Khachik Aleksanyanm, Masis Grigoryan and Manvel Azroyan) were wounded as a result of non-combat violence and exchange of fire between Armenian militaries.

Attempts by Yerevan to conceal the citizenship of the aforementioned servicemen and their attachment to the regular armed forces of Armenia have failed and yet another piece of evidence testifying to this country's illegal military presence on the territory of Azerbaijan has become known. Thus, with reference to the Public Relations Department of the Investigation Unit of the Ministry of Defence of Armenia, mass media outlets reported that one of the wounded conscripts, Manvel Azroyan, has been accused of murder and other criminal offences and detained on remand. Most important is that the Investigation Unit of

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the Ministry of Defence of Armenia is carrying out the investigation for a crime committed in the occupied territory of Azerbaijan and the accused is facing charges under the Criminal Code of Armenia. In other words, the Investigation Unit of the Ministry of Defence of Armenia exercises its powers beyond the territory of Armenia and this country's Criminal Code applies to the occupied territories of Azerbaijan. Furthermore, as has become known, Manvel Azroyan is a citizen and resident of Armenia (Armavir province, Nalbandian village); he has been drafted into the armed forces of Armenia and assigned to serve in the occupied territories of Azerbaijan.

This is not the only example of bloody incidents between Armenian militaries serving in the occupied territories of Azerbaijan. Whatever the causes of open confrontation and hostilities within the armed forces of Armenia, which reportedly have even nationally or ethnically motivated reasons, they unambiguously testify to the illegal military presence of Armenia in, and its effective control of, the occupied territories of Azerbaijan. Besides, these incidents are a yet another striking illustration of the complete collapse of Armenia's annexationist policy and the obvious demoralization and disorganization of its armed forces.

Moreover, the mentioned period was also marked by military exercises of the armed forces of Armenia in the occupied Aghdam and Khojavand districts of Azerbaijan and unprecedented aggressive statement by President Serzh Sargsyan of Armenia, who personally observed these exercises together with his Minister for Defence, Seyran Oganyan. The President of Armenia, inter alia, said: "If the time comes, we will not only do again what we did in 1992-94 but will go even further and solve the issue once and for all; the issue will be closed for good," adding that "If the time comes again, this time our blow will be final and deadly" (see official website of the President of Armenia, available from www.president.am/events/statements/eng/?id=74). These cynical and nostalgic words, glorifying the heinous crimes perpetrated in the course of aggression against Azerbaijan by the armed forces of Armenia and the official Yerevan-backed irregular armed bands, mercenaries and terrorist groups, are self-explanatory and illustrative as to the real intentions of Armenia and its unwillingness to settle the conflict through negotiations and in a constructive manner. It is notable that the President of Armenia delivered his speech in Azerbaijan's occupied district of Aghdam, the seizure of which was condemned and the immediate, complete and unconditional withdrawal from which was demanded by the Security Council in resolution 853 (1993).

Such a provocative warlike gesture of Armenia and bellicose rhetoric of its high-ranking officials obviously run counter to this country's stated commitments both under international law and within the ongoing political process towards the resolution of the conflict between Armenia and Azerbaijan. It is essential to note in this regard that the aforementioned military exercises and hostile statements coincided with the expected more decisive efforts to reach a negotiated settlement of the conflict, including in the context of the Organization for Security and Cooperation in Europe (OSCE) Summit in Astana, Kazakhstan.

It is absolutely clear that, for the purposes of durable and lasting peace, stability and cooperation, Armenia must cease its destructive policy of annexation and ethnic cleansing, renounce its attempts to discredit the peace process within the OSCE Minsk Group and negotiate in good faith in order to reach the international law-based settlement of the conflict, providing for the complete withdrawal of

Armenian armed forces from all the occupied territories of Azerbaijan, the restoration of the sovereignty and territorial integrity of Azerbaijan, the return of the forcibly displaced population to their places of origin and the peaceful coexistence of Armenian and Azerbaijani communities in the Nagorno-Karabakh region within the Republic of Azerbaijan.

I should be grateful if you would have the present letter and its annex circulated as a document of the General Assembly, under agenda items 34, 39, 66 and 75, and of the Security Council.

(*Signed*) Tofig **Musayev**
Chargé d'affaires a.i.

Annex to the letter dated 3 December 2010 from the Permanent Representative of Azerbaijan to the United Nations addressed to the Secretary-General

Violations of the ceasefire by the armed forces of the Republic of Armenia[1] recorded for the months of October and November 2010

Date	*Time*	*Direction*	*Fire point area*	*Used Weapons*	*Casualties & Damages*
1 October	12.10-12.30	Six	Ashagi Abdulrahmanli and Gorgan villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	16.15-16.25		Berkaber and Azatamut villages, Ijevan district, Armenia	Firearm & Machinegun	—
	20.00-20.30		Gapanli and Gizil Oba villages, Terter district, Azerbaijan	Firearm & Machinegun	—
2 October	04.05-04.50	Two	Gapanli and Gizil Oba villages, Terter district, Azerbaijan	Firearm & Machinegun	—
3 October	08.40-08.50	Four	Unknown heights, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	14.20-14.40 23.25-23.35		Bash Garvand and Javahirli villages, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	16.00-16.45 18.30-18.55		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
4 October	00.15-00.30	Three	Unknown heights, Goygol district, Azerbaijan	Firearm & Machinegun	—
	19.00-19.17		Unknown heights, Noyemberyan district, Armenia	Firearm & Machinegun	—
	20:25-20:35		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
5 October	00:10-00:20	Eight	Kangarli village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	02:30-02:45 05:20-05:40		Gizil Oba and Goyarkh villages, Terter district, Azerbaijan	Firearm & Machinegun	—
	05:30-05:45		Goran, Ashagi Abdulrahmanli and Goradiz villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	10:30-10:40 14:30-14:35		Unkown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	19:10-19:25		Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Firearm & Machinegun	—

[1] Settlements of the Republic of Azerbaijan included in this information are under the occupation by the Republic of Armenia or close to fire point areas.

Date	*Time*	*Direction*	*Fire point area*	*Used Weapons*	*Casualties & Damages*
7 October	17.45-17.50	Nine	Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	10.50-11.00 17.25-17.50		Gulustan village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	11.15-11.50		Kuropatkino village, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	11.15-11.50		Yusifjanli and Javahirli villages, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	19.25-20.00		Gapanli village, Terter district, Azerbaijan	Firearm & Machinegun	—
	21.50-22.35		Chakhirli village, Jabrayil district, Azerbaijan	Firearm & Machinegun	—
	22.00-22.30		Ashagi Abdulrakhmanli and Gorgan villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
8 October	05.10-05.20	Eight	Yusifjanli and Javahirli villages, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	10:35-10:40		Berkaber village, Ijevan district, Armenia	Firearm & Machinegun	—
	10:20-10:30		Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	11:50-12:00 20:00-20:35		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
9 October	18:35-18:40 21:30-21:40		Garakhanbayli village, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	00:05-00:10		Kangarli village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	00:25-00:45		Goyarkh village, Terter district, Azerbaijan	Firearm & Machinegun	—
10 October	09.40-09.55	Eight	Berkaber village, Ijevan district, Armenia	Firearm & Machinegun	—
	11.40-11.50 19.40-19.55		Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	21.00-21.25		Seysulan village, Terter district, Azerbaijan	Firearm & Machinegun	—
	22.25-22.30		Horadiz and Gorgan villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	22.30-22.45 22.40-22.50 23.00-23.05 23.20-23.30		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	23.10-23.30		Yusifjanli and Garagashli villages, Aghdam district, Azerbaijan	Firearm & Machinegun	Soldier of Azerbaijani Army, Elgiz Rustamov, was wounded

Date	*Time*	*Direction*	*Fire point area*	*Used Weapons*	*Casualties & Damages*
12 October	10.30-10.40	Three	Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	20.05-20.15		Unknown heights, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	20.05-20.15		Seysulan village, Terter district, Azerbaijan	Firearm & Machinegun	—
13 October	07:40-08:00 16:35-17:00	Four	Gulustan village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	12:55-13:00		Azamut village, Ijevan district, Armenia	Firearm & Machinegun	—
	12:50-13:00 15:45-16:05 22:40-22:50		Garakhanbayli and Horadiz villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
14 October	01.35-01.55	Eight	Gizil Oba village, Terter district, Azerbaijan	Firearm & Machinegun	—
	04:00-04:30		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	04:00-04:30 06:00-06:05		Marzili and Yusifjanli villages, Aghdam district, Azerbaijan's	Firearm & Machinegun	—
	10.00-10.15		Berkaber village, Ijevan district, Armenia	Firearm & Machinegun	—
	14.30-14.35		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	14.40-14.35		Marzili village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	18.15-18.35		Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Firearm & Machinegun	—
15 October	13.00-13.30	Three	Unknown heights, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	13.20-13.25		Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	16.00-16.20		Gapanli village, Terter district, Azerbaijan	Firearm & Machinegun	—
17 October	13.50-14.25	One	Unknown heights, Dashkasan district, Azerbaijan	Firearm & Machinegun	—
18 October	01.20-01.45 02.00-02.30	Eleven	Seysulan and Gapanli villages, Terter district, Azerbaijan	Firearm & Machinegun	—
	11.15-11.25		Unknown heights, Ijevan district, Armenia	Firearm & Machinegun	—
	17.45-17.55		Voskepar village, Noyenberyan district, Armenia	Firearm & Machinegun	—
	18.30-19.00 18.40-19.15		Tapgaragoyunlu and Gulustan villages, Goranboy district, Azerbaijan	Firearm & Machinegun	—

Date	*Time*	*Direction*	*Fire point area*	*Used Weapons*	*Casualties & Damages*
	19.25-20.00 23.30-23.55		Seysulan, Chayli and Goyarkh villages, Terter district, Azerbaijan	Firearm & Machinegun	—
	22.20-22.25		Aygepar village, Berd district, Armenia	Firearm & Machinegun	—
	23.20-23.40		Kangarli village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
19 October	03.05-03.25	Seven	Seysulan, Chayli and Goyarkh villages, Terter district, Azerbaijan	Firearm & Machinegun	—
	16.15-16.40 20.20-20.35		Gapanli village, Terter district, Azerbaijan	Firearm & Machinegun	—
	22.00-23.40		Ashagi Abdulrahmanli and Gorgan villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	22.30-22.35		Yusifjanli village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
20 October	11.00-11.30 16.20-16.25	Seven	Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	
	15.50-16.10 16.20-16.30 21.15-21.20		Ashagi Abdulrahmanli, Garakhanbayli and Horadiz villages, Fizuli district, Azerbaijan	Firearm & Machinegun	
	16.50-17.30		Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	23.15-23.40		Chayli and Gizil Oba villages, Terter district, Azerbaijan	Firearm & Machinegun	—
21 October	00.30-01.10 05.05-05.15	Eleven	Chayli and Gizil Oba villages, Terter district, Azerbaijan	Firearm & Machinegun	—
	00.55-02.10		Javahirli village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	08.00-08.10 21.50-22.00		Yusifjanli village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	16.30-17.00		Unknown heights, Dashkasan district, Azerbaijan	Firearm & Machinegun	—
	17.40-17.50		Garkhanbayli and Horadiz villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	17.50-20.10		Unknown heights, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	19.00-19.30 19.35-20.05		Yarimja, Seysulan and Chayli villages, Terter district, Azerbaijan	Firearm & Machinegun	—
22 October	01.30-01.45	Eight	Yarimja, Seysulan and Chayli villages, Terter district, Azerbaijan	Firearm & Machinegun	—
	11.20-11.40 21.10-21.15		Tapgaragoyunlu and Gulustan villages, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	17.00-17.05		Berkebar village, Ijevan district, Armenia	Firearm & Machinegun	—

Date	*Time*	*Direction*	*Fire point area*	*Used Weapons*	*Casualties & Damages*
	14.10-14.55		Unknown heights, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	20.45-21.10		Seysulan village, Terter district, Azerbaijan	Firearm & Machinegun	—
24 October	23.25-23.30 24.40-24.45	Three	Gorgan, Ashagi Abdulrahmanli and Ashagi Seyidahmadli villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
25 October	00.20-00.30	Seven	Gorgan, Ashagi Abdulrahmanli and Ashagi Seyidahmadli villages, Fizuli district, Azerbaijan	Firearm & Machinegun	—
	00.35-00.40		Chakhirli village, Jabrayil district, Azerbaijan	Firearm & Machinegun	—
	11.40-12.05		Unknown heights, Vardenis district, Armenia	Firearm & Machinegun	—
	11.40-11.50 15.20-15.30		Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	17.00-17.10		Gulustan village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
26 October	09.20-09.25	Two	Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	—
	16.55-17.40		Unknown heights, Goranboy district, Azerbaijan	Firearm & Machinegun	Soldier of Azerbaijani Army, Rasul Hajizade, was wounded
27 October	04.35-05.05	One	Chayli village, Terter district, Azerbaijan	Firearm & Machinegun	—
28 October	07.10-07.45	One	Unknown heights, Gazakh district, Azerbaijan	Firearm & Machinegun	Soldier of Azerbaijani Army, Telman Mustafayev, was killed
29 October	16:30-16:35 22:05-22:15	Seven	Kuropatkino village, Khojavand district Azerbaijan	Firearm & Machinegun	—
	17:10-17:12		Marzili village, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	18:00-18:05		Shavashavan village, Noemberyan district, Armenia	Firearm & Machinegun	—
	18:00-18:05 19:40-20:25		Azatamut and Berkaber villages, Ijevan district, Armenia	Firearm & Machinegun	—
	18:40-18:45		Gizil Oba village, Terter district, Azerbaijan	Firearm & Machinegun	—
	23:30-23:55		Unknown heights, Goranboy district, Azerbaijan	Firearm & Machinegun	—
31 October	16.20	Seven	Unknown heights, Gazakh district, Azerbaijan	Firearm & Machinegun	Soldier of the Azerbaijani Army, Farrukh Zeynalov, was wounded

Date	*Time*	*Direction*	*Fire point area*	*Used Weapons*	*Casualties & Damages*
	12:00-14:20 13:50-14:00 22:00-23:10		Sarijali, Shuraabad and Garagashli villages, Aghdam district, Azerbaijan	Firearm & Machinegun	—
	15.45-16.00		Unknown heights, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	12:25-13:00		Unknown heights, Dashkesen district, Azerbaijan	Firearm & Machinegun	—
	17:10-17:35 20:10-20:15		Seysulan and Goyarkh villages, Terter district, Azerbaijan	Firearm & Machinegun	
1 November	09:15-09:20	Four	Berdavan village, Noemberyan district, Armenia	Firearm & Machinegun	—
	12:45-13:00		Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	—
	19:15-19:30 22:40-23:00		Gizil Oba and Chilaburt villages, Terter district, Azerbaijan	Firearm & Machinegun	—
11-13 November	---------- ---	--------- ---------	Aghdam and Khojavand districts, Azerbaijan	Heavy equipment, artillery and grad launchers, as well as firearm and machinegun	Armed forces of Armenia conducted large-scale military exercises in the occupied territories of Azerbaijan. Inhabitants of nearby frontline districts clearly heard explosions from the occupied Aghdam and Khojavand districts. Even houses had been shaken by the heavy artillery shells
19 November	11.00-11.25	One	Unknown heights, Khojavand district, Azerbaijan	Firearm & Machinegun	A 33-year-old, Lieutenant of Azerbaijani Army, Ibrahim Ibrahimov, was killed
20 November	04.15-04.43	One	Tapgaragoyunlu village, Goranboy district, Azerbaijan	Firearm & Machinegun	Soldier of the Azerbaijani Army, Ishiyev Tural, was wounded